

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>IRVING JOHNSON,</b>	:	
<b>Petitioner,</b>	:	
<b>v.</b>	:	<b>CIVIL ACTION 06-0653-WS-M</b>
<b>GRANTT CULLIVER,</b>	:	
<b>Respondent.</b>	:	

**ORDER**

After due and proper consideration of all pleadings in this file, and a *de novo* determination of those portions of the Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is **ADOPTED** as the opinion of this Court.

It is **ORDERED** that this action be **DISMISSED** as this Court does not have jurisdiction over it.

**DONE** this 7<sup>th</sup> day of February, 2007.

s/WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE